

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 1052 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
5. Whether it is to be circulated to the Civil Judge? : NO

JAMLABHAI HARSINGBHAI MEDA

Versus

STATE OF GUJARAT

Appearance:

THROUGH JAIL for Petitioner
Ms. Siddhi Talati for Respondent No. 1

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 21/12/1999

ORAL JUDGEMENT

#. Heard the learned counsel for the respondent, perused the special criminal application and affidavit-in-reply.

#. The application filed by petitioner for his release on furlough leave came to be rejected by the competent authority. Hence this special criminal application before this court.

#. Leave has been rejected on the ground by appropriate authority that earlier he surrendered late by 903 days and after arrest by the police, when he was released on furlough leave. It has been stated that in addition to this there is another ground which prevailed with the authority to reject his application, and that is, while he was on furlough leave, he committed second murder and punishment of life imprisonment has been given by the Sessions Court, Dahod under its judgment dated 14th June 1999. In view of this fact, the authority has not committed any error in declining to grant furlough leave to the petitioner. The special criminal application is dismissed. Rule discharged.

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[sunil]